

WATER WELL DRILLERS—REGULATIONS—
EQUIPMENT MARKING

CHAPTER 376

H. B. No. 248

An Act amending Subsection (a), Section 7, Chapter 264, Acts of the 59th Legislature, Regular Session, 1965 (Article 7621e, Vernon's Texas Civil Statutes), relating to the rule-making authority of the Water Well Drillers Board; amending Section 14 of the Act, relating to the requirements for marking certain equipment; and repealing Section 16 of the Act, pertaining to water well drillers' bonds; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Subsection (a), Section 7, Chapter 264, Acts of the 59th Legislature, Regular Session, 1965 (Article 7621e, Vernon's Texas Civil Statutes), is amended⁷⁶ to read as follows:

"(a) The Board shall adopt, prescribe, promulgate, and enforce all rules and regulations reasonably necessary to effectuate the provisions of this Act, including all rules governing applications for registration certificates, qualifications of applicants, marking of water well drilling rigs and equipment, standards of conduct for registered water well drillers and all rules governing procedure and practice before the Board. Be it further provided, however, that before the Board may adopt any substantive rule under this Act, it must mail a copy of the proposed rule or amendment together with an informative summary of the rule or amendment to each person licensed under this Act, at least twenty (20) days prior to the proposed effective date of such a proposed rule. The procedural rules adopted by the Board shall be filed with the Secretary of State and shall become effective thirty (30) days thereafter."

Sec. 2. Section 14, Chapter 264, Acts of the 59th Legislature, Regular Session, 1965 (Article 7621e, Vernon's Texas Civil Statutes), is amended⁷⁷ to read as follows:

"Section 14. It is the duty of all registered water well drillers to see that all rigs used by them or their employees in the water well drilling business are marked with legible identification numbers at all times; the 'identification number' to be used on the rigs shall be the 'license number' which appears on the driller's registration certificate; the Board shall set out in detail in its rules the specific method and manner for marking the rigs. The driller shall furnish a sworn statement that he has complied with this provision of the Act with his annual renewal fee each year. Any licensed driller has one hundred eighty (180) days to comply with the regulations provided in Section 14."

Sec. 3. Section 16, Chapter 264, Acts of the 59th Legislature, Regular Session, 1965 (Article 7621e, Vernon's Texas Civil Statutes), is repealed.⁷⁸

Sec. 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby

76. Vernon's Ann.Civ.St. art. 7621e, § 7, subsec. (a).

77. Vernon's Ann.Civ.St. art. 7621e, § 14.

78. Vernon's Ann.Civ.St. art. 7621e, § 16.

suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 17, 1969: Yeas 144, Nays 0; House concurred in Senate amendments on May 16, 1969, by a non-record vote; passed by the Senate, as amended, on May 8, 1969: Yeas 31, Nays 0.

Approved May 29, 1969.

Effective Sept. 1, 1969, 90 days after date of adjournment.

EDUCATION—SCHOLASTIC CENSUS ROLLS

CHAPTER 377

H. B. No. 254

An Act relating to segregated school census rolls; amending Article 2817, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Article 2817, Revised Civil Statutes of Texas, 1925, as amended by Section 3, Chapter 338, Acts of the 53rd Legislature, Regular Session, 1953, is amended ⁷⁹ to read as follows:

"Article 2817.⁸⁰ Duty of census trustee

"Only children of the same family shall be listed on one form; and, if one person has under his control children of different family name, he shall use a separate form for each family name. The census trustee shall arrange the forms in alphabetical order, according to the family name of the children reported thereon. He shall also make, on a prescribed form, census rolls for the children of his district, showing the name, age, and sex of each child, and the name of the parent, guardian or person having control of said child, by whom it is reported. He shall also make a summary of his rolls showing the number of such children of scholastic age. He shall make oath to all his rolls and summaries, and to the faithful and accurate discharge of his duties, and deliver said rolls, with the forms arranged in alphabetical order, to the county superintendent on or before April first next after his appointment."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 17, 1969, by a non-record vote; passed by the Senate on May 15, 1969, by a viva-voce vote.

Approved May 29, 1969.

Effective Sept. 1, 1969, 90 days after date of adjournment.

79. Vernon's Ann.Civ.St. art. 2817 note.

80. Also repealed by Acts 1969, 61st Leg., p. 179, ch. 75, § 4.